

DISMISSES CASE AGAINST WATSON

Federal Judge Holds That Indictment Is Illegal, and Brings Trial to Close.

CROWD CHEERS DECISION

Action of Court Taken Solely on Contention Raised by Defendant Himself.

Augusta, Ga., October 21.—Holding that the indictment charging Thomas E. Watson, editor and author of former presidential candidate with sending obscene matter through the mails, was illegal, Federal Judge Rufus E. Foster to-day ordered the case thrown out of court.

In sustaining the motion of the defense made yesterday, asking that the indictment be quashed, Judge Foster brought the trial to an abrupt close. The largest audience ever assembled in the federal court-room here attended to-day's session, and when the judge announced his ruling, dismissing the charges against the Georgia editor, the spectators broke into thunderous cheers. Judge Foster paid no attention to this demonstration, which quickly subsided.

It was solely upon the contention raised by Watson himself that under the federal statute the entire alleged obscene article, and not portions of it, must be included in the indictment, that the court ordered the case dismissed. Extended argument on the motion had been made by S. G. McLeod, Watson's principal attorney, Watson, who is a lawyer and has been admitted to practice before United States District Courts, then spoke briefly. He laid stress upon his claim that the indictment should not select certain passages of the article written by him, but should include the entire matter. He said that unless this were true, it would be possible to indict persons mailing copies of the Bible, or the Criminal Code of Georgia.

Argument against the motion by United States District Attorney Alexander Akerman was brief and limited to a defense of the government's position that the indictment need merely indicate the alleged obscene passages and not the entire article in which they appeared. He said that he had decided to support this, but did not produce them. In announcing his decision, Judge Foster said:

"It appears in this indictment, in all three counts, that the publication alleged to have been sent through the mails in violation of the law is an extract from a complete article. It is clearly my opinion that the government is required to plead the entire article. The article is obscene as a whole, or is not obscene, and we cannot take out a few paragraphs here and there and charge them as obscene, and make them the basis of an indictment. It may be that a paragraph here and there is sufficient to impress the whole publication with obscenity, but the defendant is entitled to be charged with the complete article. The publication is an entire thing. It is not a part, or extract. We would be able to indict a sender of the Bible on this theory. We might take the episode of Potiphar's wife, or the relations of Cain to his brother's widow, or something of that sort, and indict just as well."

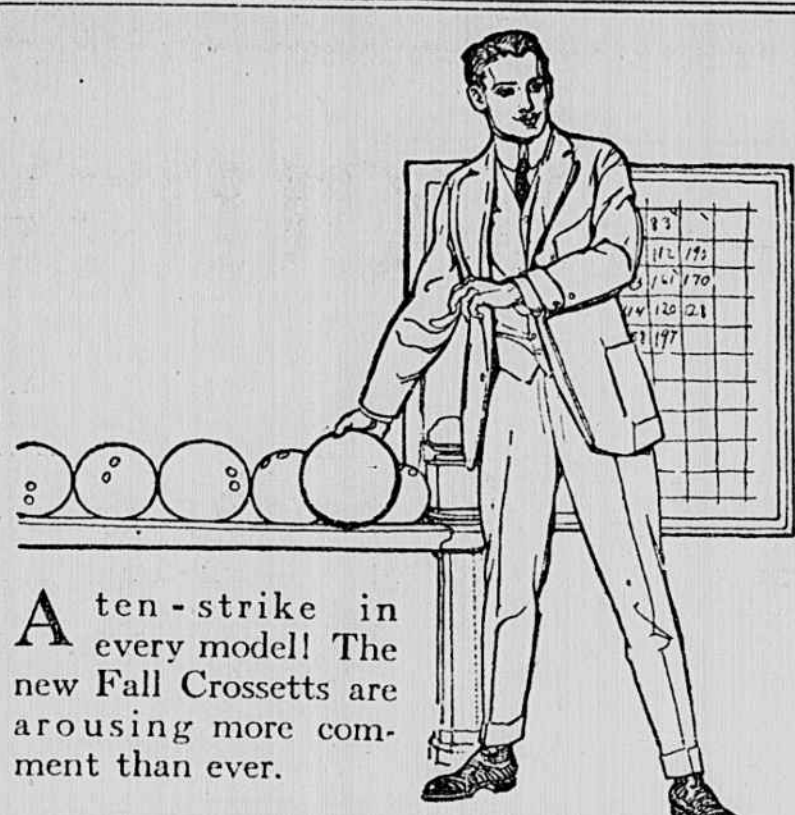
"I am not pretending to rule on any other feature of this indictment. The question of whether it is obscene if set out in dead language is not passed upon. On this view, I will sustain the motion to quash."

"It is possible for the government to reprint and make these entire articles part of the indictment. I think that is due to the defendant in this case."

What course the United States District Attorney will pursue still is in doubt, as he had refused, so far, to discuss the matter. Mr. Watson, before leaving Augusta for his home at Thompson, Ga., expressed himself as greatly pleased with the outcome of the trial.

INCREASES APPROPRIATION FOR BUILDING AT COVINGTON

Washington, October 21.—Congressman Flood today introduced a bill to increase the cost of the public building at Covington from \$35,000 to \$52,000. The public building bill passed by Congress on June 25, 1910, appropriated the former amount, and it is now found necessary to slightly increase this.



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BRIDEGROOM GETS GOVERNMENT O. K.

In Interest of Eugenics, Young Man Submits to Thorough Examination.

[Special to The Times-Dispatch.]

Washington, October 21.—The routine business of the United States Department of Public Health was suspended to-day while the learned physicians there gathered in conference to make a physical examination of the first eugenic bridegroom to apply to the federal authorities for a certificate of marriage.

The applicant stated that he was Homer H. Terrell, twenty-two years old, a native of Chicago, now employed in the supervising architect's office in the Treasury Department. His bride, Mrs. Terrell, is a young girl, who was as interested as he in eugenics, and was even then undergoing a similar examination.

Young Terrell was received with open arms by Drs. Blue and Rucker, who called into conference Drs. Timson and Kearney, also government physicians, and the four physicians, went into immediate session, regarding the case.

Terrell was taken to the laboratory, stripped and put through the tests. He was weighed, measured, thumped on the chest, stethoscoped and put through violent physical exercise for heart defects.

At the close of the session the government physicians went into executive session. To the interest of the Government Hospital, who crowded around to question the bridegroom-to-be, Terrell explained that he had been engaged for some months, and that he and his future wife had pledged themselves to seek a physician's certificate of health in the interests of eugenics before going to the altar.

"I think there is anything the matter with me," he explained, "but we both feel that we shall be far happier if we know exactly our physical defects and peculiarities when we enter our matrimonial contract."

The surgeons gave their unanimous opinion that Terrell was not only wise in his course, but that he was a fine physical specimen of an American youth. Whereupon the first eugenic bridegroom to receive the official O. K. of the United States government grinned and left the department to entrain for the West and carry the good news personally to his future wife.

Wilson.—Dorchester.

[Special to The Times-Dispatch.]

Lawrenceville, Va., October 21.—The Lawrenceville Methodist Church was the scene of a beautiful wedding this morning when Miss Marion Street Dorchester became the bride of Norton Whitfield Wilson, of Fort Meade, Fla.

The church was decorated with ferns and lighted with candles. Mrs. A. M. Rawlings, of South Hill, played the wedding march. Rev. J. W. Smith, the pastor of the church, performed the ceremony.

The bride entered with her uncle, J. P. Meredith, who gave her in marriage. They were met at the altar by the groom and his best man, H. D. Wilson, of Miami, Fla., and the maid of honor, Miss Maria Dorchester. The flower girl, little Miss Lucy Virginia Barclay, preceded the bride, scattering rose petals in the aisle. The ushers were Hamlet Meredith, A. Russell Meredith, H. I. Pinnix and James Rawlings, Jr. Dr. W. H. Lewis acted as master of ceremonies.

The wedding was held at noon for the Northern tour, after which they will be at home in Fort Meade, Fla., about November 1.

On Monday evening Mrs. C. M. Heartwell entertained the wedding party at a delightful reception.

The out-of-town attendants were Mrs. L. A. Lewis, Mrs. A. B. Lewis, of Fort Meade, Fla.; Mrs. Maria Dorchester, of Norfolk; Mr. and Mrs. N. G. Smith and Mr. and Mrs. G. L. Smith, of South Hill, and James Rawlings, of Winston-Salem, N. C.; H. D. Wilson, of Miami, Fla.; J. S. Dorchester, of South Hill; Hamlet Meredith, of Norfolk; Clarence Rawlings, of Winston-Salem, N. C.

Message Is Proof.

"The message of the President of the United States to the Filipino people is eloquent proof that we have not waived in vain. We accept the message with love and gratitude and consider it a categorical declaration of the purpose of the nation to recognize the independence of the islands. The immediate step of granting us a permanent commission places in our hands the instruments of power and responsibility for the establishment by ourselves of a stable Filipino government. We fully appreciate and are deeply grateful for the confidence reposed in us by the government of the United States. We look upon the appointment of the Honorable Francis Burton Harrison as governor to them, the doing of which, we believe, is the most important step in the history of the Philippines, and we feel sure that the American people will be one of co-operation; and finally we believe happily the experiments of imperialism have come to an end and the colonial exploitation has passed into history."

"The epoch of mistrust has been closed, and the Filipinos, upon having shown open to them the door of opportunity, are required to assume the burden of responsibility which it would be inexcusable cowardice on their part to avoid or decline. Owing to this few days have sufficed to bring about a good understanding between Americans and Filipinos, which it had been impossible to establish during the thirteen years past. We are convinced that every onward step, while enlarging the American government of its responsibilities in the islands, will, as in the past, fully justify the present capacity of the Filipino people to establish a government of its own, and guarantee in permanent manner the safety under such government of the life, property and liberty of the residents of the islands, national as well as foreign."

"We do not wish to say by this that there will not be difficulties and embarrassments, nor do we even expect that the campaign, open or concealed, of the enemies of the Filipino cause will cease soon, but we feel sure that through a conservative use of the powers entrusted to us, the Filipino people will with God's favor, and with the aid of America, emerge triumphantly from the test, however difficult it may be."

Bible Training School.

[Special to The Times-Dispatch.]

OREGON TO LEAD NAVAL PAGEANT

Historic Battleship, With Distinguished Party Aboard, Will Be First Through Canal.

[Special to The Times-Dispatch.]

Washington, October 21.—The historic battleship Oregon, it was announced formally at the Navy Department to-day will lead the international naval procession and pageant through the Panama Canal in 1915.

Secretary of the Navy Daniels will be on board, probably President Wilson, and all of the officers of the great battleship who were on her when she made her record-breaking trip around the Horn to be added to the Sampson fleet off Santiago.

Rear Admiral E. E. Clark was the captain of the Oregon in those days, and the navigator who rode safely from the Pacific to the Caribbean was Lieutenant R. F. Nicholson, now a rear admiral in command in Asiatic waters.

Secretary Daniels has not selected all the party for the Oregon nor its actual naval commander. Some of the officers think that Admiral Clark should be selected.

It seems to be now certain that Rear Admiral Cameron McK. Winslow will be in command of the whole aggregation during this international naval jubilee.

Sir Edward Grey informed the State Department to-day that Great Britain would send a naval contingent for the celebration.

The rendezvous of all the ships will be at Hampton Roads at a date not yet fixed. It is not unlikely that the canal will be finished in time for the Oregon to make her cruise to Hampton Roads through the canal. She is therefore in line for the double honor of passing first of all the big battleships of the United States through the canal from the Pacific to the Atlantic, and again in the pageant from the Atlantic to the Pacific.

FLIPINOS URGE RIGHT TO BE FREE

President's Words Accepted as Declaration of Purpose of This Nation.

Washington, October 21.—The answer of the Philippines to President Wilson's message delivered through Governor General Harrison came by cable to-day in the form of a resolution adopted by the Philippine Assembly. Emphatic belief in the right of the Filipinos to be free is expressed in the resolution and the President's words are gratefully accepted as "a categorical declaration of the purpose of this nation to recognize the independence of the islands."

The text of the resolution made public by the War Department followed:

"We, the representatives of the Filipino people, constituting the Philippine Assembly solemnly declare it is evident to us that the Filipino people have the right to the free and independent status of a nation, and along the road of progress, it will on its own responsibility, work out its destiny and manage its own affairs. The aspiration of the people for independence is the aspiration of the people who took up arms against Spain and the presence of the American flag first on Manila Bay and then in the interior of the Archipelago did not modify, but rather encouraged and strengthened the aspiration, despite all the reverses suffered in war and difficulties encountered in peace."

"Being called to the ballot-box, the people again and again ratified their aspiration, and since the inauguration of the Philippine Assembly the national representative body has been acting in accordance with the popular will; thus in the most adverse circumstances the ideal of the people never wavered and was respectfully and frankly brought before the leaders of the sovereign country on every profitable occasion. On the other hand, our faith in the justice of the American people was as great and persistent as our ideal. We have waited with patience, confident that sooner or later errors and injustices would be redressed."

"The message of the President of the United States to the Filipino people is eloquent proof that we have not waived in vain. We accept the message with love and gratitude and consider it a categorical declaration of the purpose of the nation to recognize the independence of the islands. The immediate step of granting us a permanent commission places in our hands the instruments of power and responsibility for the establishment by ourselves of a stable Filipino government. We fully appreciate and are deeply grateful for the confidence reposed in us by the government of the United States. We look upon the appointment of the Honorable Francis Burton Harrison as governor to them, the doing of which, we believe, is the most important step in the history of the Philippines, and we feel sure that the American people will be one of co-operation; and finally we believe happily the experiments of imperialism have come to an end and the colonial exploitation has passed into history."

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Bible Training School.

[Special to The Times-Dispatch.]

Bristol, Va., October 21.—A Bible training school for the children of the Lebanon District Baptist Church is being held here, with Bible students from several counties in attendance. Among those who lectured to-day were Rev. W. O. Carver, Southern Baptist Theological Seminary, Louisville; Rev. Harvey Beauchamp, field secretary of the Baptist Sunday School Board, Dallas, Tex.; Rev. J. C. Dunford and Rev. J. Watts, of Richmond, prominent in church work in Virginia.

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ASKED MRS. EATON TO LEAVE HUSBAND

Reference to "Wealthy Lover in Chicago" Introduced to Show Possible Motive.

Plymouth, Mass., October 21.—A reference to a "wealthy lover in Chicago," who wanted Mrs. Jennie May Eaton to

Coming of The Sunbeam

How to Avoid those Pains and Distress Which so Many Mothers Have Suffered

It is a pity more women do not know of Mother's Friend. This remedy softens the muscles, enables them to relax without strain and enables women to go through the ordeal without pain, nausea, morning sickness or other dreaded symptoms so familiar to many mothers.

There is no foolish diet to harass the mind. Thousands of women no longer resist themselves to the thought that sickness and distress are natural. They know better, for in Mother's Friend they have found how easy it is to banish all those dreaded experiences.

It is a subject every woman should be familiar with, and even though she may not require such a remedy, she will now and then meet some prospective mother to whom a word in time about Mother's Friend will come as a wonderful blessing. This famous remedy is sold by all druggists, and is only \$1.00 a bottle. It is for external use only. Write to-day to the Druggist-Regulator Co., 227 Lamar Bldg., Atlanta, Ga., for a most valuable book to expectant mothers.

OUT OF SORTS

When you feel lazy, stretchy, half-sick, "blue" and discouraged look to the liver. It is torpid.

SIMMONS RED Z LIVER REGULATOR

(The Powder Form) IS THE REMEDY YOU NEED.

It is not only an invigorating tonic for a torpid liver, but it extends its cleansing and restorative influence to the stomach and bowels. Helps digestion and food assimilation, purifies the bowels and brings back the habit of regular daily bowel movements. When the stomach, liver and bowels are active, bilious impurities no longer obstruct functional processes, the result of which is renewed energy, mental activity and cheerful spirits.

Sold by Dealers.

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WHISKEY AND MORPHINE

ADDICTIONS CAN BE CURED

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DR. H. L. DEVINE SANITARIUM

Highland Park, Richmond, Va.

7 boxes Oil Sardines for.....25c

1 pound Bricks Cod Fish.....7c

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Finds out that the drug, caffeine, in coffee is the cause of headache, nervousness, irritable heart, insomnia or some other obscure ache or pain.

Steady nerves and a clear brain—the best asset any man or woman can have—are often impossible to the regular coffee drinker.

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Postum now comes in two forms:

Regular Postum—must be well boiled.

Instant Postum is a soluble powder. A spoonful dissolves in a cup of hot water, and with sugar and cream makes a delicious beverage instantly.

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Write for the famous little book, "The Road to Wellville."

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